

RECEIVED
CENTRAL FAX CENTER

NOV 07 2005

SIMPSON & SIMPSON, PLLC

5555 MAIN STREET
WILLIAMSVILLE, NY 14221 USA
TELEPHONE (716) 626-1564
FACSIMILE (716) 626-0366
WWW.IDEALAWYERS.COM

FACSIMILE COVER SHEET

To: Mail Stop Express Abandonment – GAU 3632
United States Patent and Trademark Office

Fax #: 571-273-8300

From: Robert P. Simpson, Esq.

Date: November 7, 2005

Pages: 2 (including cover sheet)


Re: U.S. Patent Application No. 10/604,216
Filed: July 1, 2003

Our Ref. No.: 1078.UMBP:110US

Message:

Certificate of Transmission by Facsimile

I certify that this Express Abandonment is being facsimile transmitted to the United States Patent and Trademark Office in accordance with 37 CFR § 8 to Facsimile Number 571-273-8300 on November 7, 2005.


Karen R. Bruno

IMPORTANT NOTICE

The accompanying message is intended only for the use of the individual or entity to which it is addressed and may represent an attorney-client communication or otherwise contain information that is privileged, confidential and exempt from disclosure under applicable law. If you are not the intended recipient, any duplication or distribution of this communication is unauthorized and prohibited. If you have received this communication in error, please notify us immediately by telephone and return the entire communication to us at the above address by mail at our expense.

If any part of this fax transmission is missing or not clearly received, please call and ask for AMY (716) 626-1564

NOV 07 2005

PTO/SB/24 (08-04)

Approved for use through 07/31/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

EXPRESS ABANDONMENT UNDER 37 CFR 1.138 Fax directly to the Pre-Grant Publication Division at (703) 305-8568; or mail to: Mail Stop Express Abandonment Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	Application Number	10/604,216
	Filing Date	July 1, 2003
	First Named Inventor	David Fleishman
	Art Unit	3632
	Examiner Name	A. Wujdak
	Attorney Docket Number	UMBP:110US

Please check only one of boxes 1 or 2 below:

(If no box is checked, this paper will be treated as a request for express abandonment as of the filing date of this paper.)

1. ☒ **Express Abandonment**
I request that the above-identified application be expressly abandoned as of the filing date of this paper.
2. ☐ **Express Abandonment in favor of a Continuing Application**
I request that the above-identified application be expressly abandoned as of the filing date accorded the continuing application filed previously or herewith.

NOTE: A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01.

TO AVOID PUBLICATION, PLEASE USE FORM PTO/SB/24A INSTEAD OF THIS FORM.

- I am the:
- ☐ applicant.
 - ☐ assignee of record of the entire interest. See 37 CFR 3.71
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
 - ☒ attorney or agent of record. Registration Number 33,034
 - ☐ attorney or agent acting under 37 CFR 1.34(a) (may act under 37 CFR 1.34 only if box 2 above, stating that the application is expressly abandoned in favor of a continuing application, is checked.) Attorney or agent registration number if acting under 37 CFR 1.34. _____
(Attorney or agent registration number)



Signature

Robert P. Simpson, Esq.

Typed or printed name

November 7, 2005

Date

716-626-1564

Telephone Number

Note: Signatures of all the inventors or assignees of record of the entire interest or their representatives(s) are required. Submit multiple forms if more than one signature is required. See below.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Express Abandonment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

BEST AVAILABLE COPY